

IAP6 Rec'd PCT/PTO 12 DEC 2005

Docket No. 21478USWO (C038435/0187441)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Daniel RAEDERSTORFF *et al.* )  
Serial No.: 10/533,858 ) Examiner: Not yet assigned  
Filed: May 5, 2005 ) Art Unit: Not yet assigned  
For: NOVEL NUTRACEUTICAL )  
COMPOSITIONS COMPRISING )  
EPIGALLOCATECHIN GALLATE )

New York, New York  
December 8, 2005

**RESPONSE TO NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35 U.S.C. § 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C.  
§ 371 mailed November 25, 2005 for the above-identified application, Applicants submit  
herewith the following:

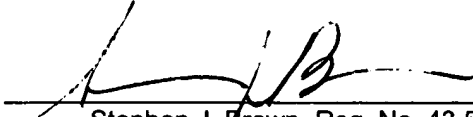
12/15/2005 MKAYPAGH 00000054 10533858  
01 FC:1617

1. A copy of the Notification Of Missing Requirements Under 35  
U.S.C. 371 In the United States Designated/Elected Office  
(DO/EO/US) (Exhibit 1);
2. An executed Declaration and Power of Attorney in compliance with  
Rule 37 CFR §1.497(a) and (b) (Exhibit 2); and

3. A check in the amount of \$130.00 to cover the fee.

If our check is missing or otherwise insufficient, or if any additional fees are required, the Commissioner is authorized to charge (or credit any overpayment) to Deposit Account No. 02-4467. A duplicate copy of this communication is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 8, 2005.

  
Stephen J. Brown, Reg. No. 43,519

Respectfully submitted,

By: 

Stephen J. Brown  
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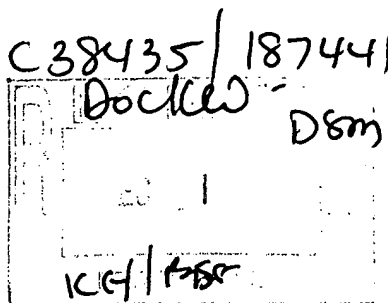
## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/533,858	Daniel Raederstorff	21478USWO (C038435/0187

INTERNATIONAL APPLICATION NO.	
PCT/EP03/10838	
I.A. FILING DATE	PRIORITY DATE
09/30/2003	11/07/2002

Bryan Cave  
 1290 Avenue of the Americas  
 New York, NY 10104



CONFIRMATION NO. 7897  
 371 FORMALITIES LETTER



\*OC000000017513771\*

Date Mailed: 11/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/05/2005
- Copy of the International Search Report filed on 05/05/2005
- Preliminary Amendments filed on 05/05/2005
- Information Disclosure Statements filed on 05/05/2005
- Request for Immediate Examination filed on 05/05/2005
- U.S. Basic National Fees filed on 05/05/2005
- Priority Documents filed on 05/05/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN 30 (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/533,858	PCT/EP03/10838	21478USWO (C038435/0187